



State of New Jersey

OFFICE OF THE ATTORNEY GENERAL
DEPARTMENT OF LAW AND PUBLIC SAFETY
DIVISION OF LAW
25 MARKET STREET
PO Box 112
TRENTON, NJ 08625-0112

PHILIP D. MURPHY
Governor

SHEILA Y. OLIVER
Lt. Governor

GURBIR S. GREWAL
Attorney General

MICHELLE L. MILLER
Director

April 13, 2021

VIA ECF

Honorable Tonianne J. Bongiovanni, U.S.M.J.
Clarkson S. Fisher Federal Bldg.
& U.S. Courthouse
402 East State Street
Trenton, New Jersey 08608
(609) 989-2065

Re: Federal Law Enforcement Officers Association, et
al. v. Gurbir Grewal, et al.
Civil Action No.: 20-05762 (MAS-TJB)

Dear Judge Bongiovanni:

This office represents the Defendants in the above-referenced matter. We write briefly to respond to Plaintiffs' letter of earlier today and in advance of our status conference with your Honor on Thursday.

Defendants maintain that they are within their rights to seek the deposition testimony of the named Plaintiffs in order to fully investigate the claims alleged in the Complaint, including, but not limited to whether Plaintiffs meet the various qualifications to be considered a qualified retired law enforcement officer as that term is used under LEOSA and whether they meet the firearms qualifications as well. Under *Fed. R. Civ. P. 26(c)(1)* simply stating that the taking of such testimony would be "duplicative and irrelevant" is insufficient to deny a party the opportunity to depose a claimant.

We ask that Plaintiffs' request to file a motion for summary judgment be denied and a settlement conference mediated by your Honor be scheduled in an effort to resolve the outstanding issues without the need for motion practice.



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Email: tasha.bradt@dol.lps.state.nj.us

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Thank you for your attention in this matter.

Respectfully Submitted,

GURBIR S. GREWAL
ATTORNEY GENERAL OF NEW JERSEY

By: s/Tasha Marie Bradt
Tasha Marie Bradt
Deputy Attorney General

C: Stephen M. Orlofsky, Esq.
Nicholas C. Harbist, Esq.
Michael R. Darbee, Esq.
Blair A. Gerold, Esq.